

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 11:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Brad Hill, Associate Justice; Honorable Stephen Kane, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Rosemary Heredia, Assistant Deputy Clerk.

**F051286 Susan L. v. The Superior Court of Tuolumne County; Tuolumne County
Department of Social Services**

Cause called and argued by Susan L., petitioner in propria persona and by Laurel Prager, Deputy County Counsel, counsel for real party.

Cause ordered submitted.

The court adjourns.

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F049954 In re William C., a Minor

The judgment is affirmed. Harris, Acting P.J.

We concur: Dawson, J.; Kane, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F051028 People v. Sevier

Pursuant to rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F051286 Susan L. v. The Superior Court of Tuolumne County; Tuolumne County Department of Social Services

The petition for extraordinary writ is denied. This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047855 People v. Ybarra and Cernas

Cerna's LWOP sentence on the special circumstances first degree murder (sec.190.5(b)) is vacated. The matter is remanded for the court to hold a new probation and sentencing hearing on that count; to strike from Cernas's abstract of judgment the personal use of a firearm enhancement (sec.12022.5(a)); to strike from Cernas's abstract of judgment the \$10,000 parole revocation fine(sec 1202.45)if and only if the court on remand imposes an LWOP sentence; to strike from Ybarra's abstract of judgment the \$10,000 parole revocation fine(sec 1202.45) and to issue, and to send to all appropriate persons, certified copies of the amended abstracts of judgment. (People v. Mitchell(2001)26 Cal.4th 181, 187-188.) Cernas has a right to be present at the new probation and sentencing hearing but neither he nor Ybarra has a right to be present for the amendment of the abstracts of judgment. (see People v. Price(1999)1Cal.4th 324, 407-408.) Otherwise the judgments are affirmed. Gomes, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F051391 Federal Express v. Workers' Compensation Appeals Board and Jeanie Uhlik

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

The petition for writ of review, filed October 12, 2006, is denied. Respondent Uhlik's request for attorney fees is granted; the matter is remanded to the WCAB to issue a supplemental award of attorney fees for the services rendered in connection with the petition for writ of review. [Citation] This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]